

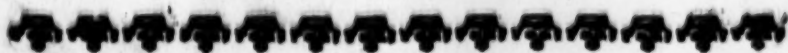


A N

A C T

F O R

Laying a Duty upon the Re-
tainers of Spirituous Li-
quors, and for licensing the
Retailers thereof.





Anno Regni
GEORGII II.
R E G I S

Magna Britannia, Francia, & Hibernia,
N O N O.

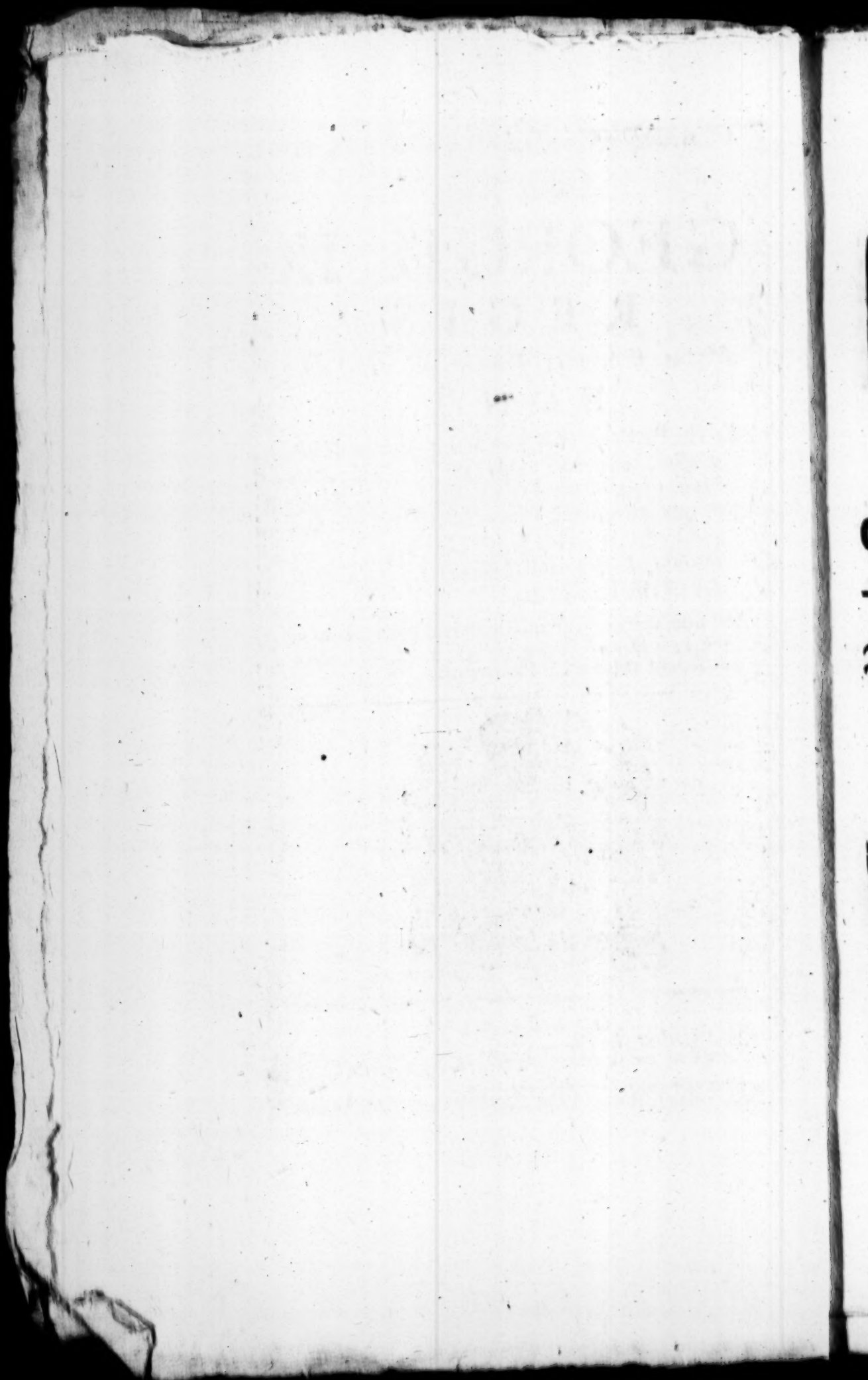
At the Parliament begun and holden at *West-*
minster, the 14th Day of *January*, Anno
Dom. 1734. in the Eighth Year of the Reign
of our Sovereign Lord *GEORGE* the Se-
cond, by the Grace of *GOD*, of *Great*
Britain, France, and Ireland, King, Defen-
der of the Faith, &c.

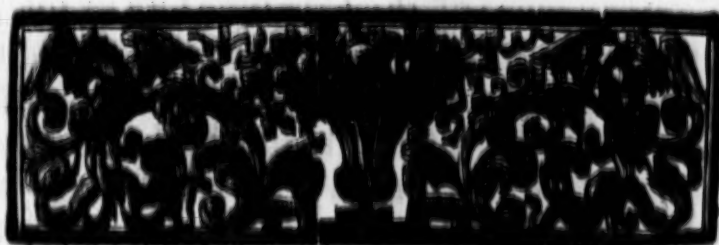
And from thence continued by several Prorogations to
the 15th Day of *January*, 1735: being the Second
Session of this present Parliament.



EDINBURGH,

Printed by His Majesty's Printers, Sold at their Printing-House at
the Foot of Craig's Cloath, and by the Book-sellers, 1736.





Anno Nono

GEORGII II. REGIS.

An Act for laying a Duty upon
the Retailers of Spirituous
Liquors, and for licensing the
Retailers thereof.

WHEREAS the drinking of Spi-
rituous Liquors or strong Waters
is become very common, especi-
ally amongst the people of low-
er and inferior Rank, the constant and ex-
cessive Use whereof tends greatly to the
Destruction of their Healths, rendring them
unfit for useful Labour and Business, de-
bauching their Morals, and inciting them
to

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to perpetrate all Manner of Vices; and the ill Consequences of the excessive Use of such Liquors are not confined to the present Generation, but extend to future Ages, and tend to the Devastation and Ruin of this Kingdom: For Remedy whereof may it please Your most Excellent Majesty, that it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Twenty ninth Day of *September*, in the Year of our Lord One thousand seven hundred and thirty six, no Person or Persons whatsoever shall presume, by him, her, or themselves, or by any other Person or Persons whatsoever employed by him, her, or them, or for his, her, or their Benefit, to sell or retale any Brandy, Rum, Arrack, Uisquebagh, Geneva, *Aqua Vita*, or any other distilled Spirituous Liquors, or Strong Waters, unmixed, or mixed with themselves or any other Ingredients, and by whatsoever Name or Names they are or may be called, publickly or privately, in any less Quantity than Two Gallons, without first taking out a Licence for that Purpose, as is herein after directed, within Ten Days at least before he, she, or they shall sell, or offer

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offer to sell, or retale the same, for which he, she, or they shall immediately, upon taking out thereof, pay down for the same the Sum of Fifty Pounds in Manner following; that is to say, if such Licence be taken out within the Limits of the Peny Post, then the same shall be paid at the Chief Office of Excise in *London*, or at any other Place, and to such Persons as His Majesty's Commissioners for the Duties of Excise for the time being shall appoint to receive the same; and that such Persons, as by the said Commissioners shall be appointed, are hereby empowered to deliver such Licences to any such Person or Persons upon his, her, or their paying down for the same the aforesaid Sum of Fifty Pounds at the Time of taking out thereof; but if such Licence shall be taken out without the Limits aforesaid, then the same shall be paid by all and every the Persons so taking out such Licence at the Office of Excise next adjoining to the Place, where he, she, or they respectively reside or inhabit, or at any other Place, and to such Persons as His Majesty's Commissioners for the Duties of Excise for the time being shall appoint to receive the same, and such Persons, as by the said Commissioners shall be appointed, are hereby empowered to deliver such Licences to any such Person or Persons, upon his,
her,

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her, or their paying down for the same the
aforesaid Sum of Fifty Pounds at the Time
of taking out thereof.

AND be it further enacted by the Authority aforesaid, That every Person or Persons, that shall take out such Licence, as aforesaid, is and are hereby required to take out a fresh Licence Ten Days at least before the Expiration of Twelve Months after the taking out of the first Licence, before he, she, or they do presume or offer to sell any such Spirituous Liquors in any less Quantity than Two Gallons, and in the same Manner to renew such Licence from Year to Year, paying down the like Sum of Fifty Pounds for each and every new or renewed Licence, at the Places, and at the Times before mentioned; and if any Person or Persons shall presume, or offer to sell or retale any of the said Spirituous Liquors in any less Quantity than aforesaid, without taking out such Licence, and renewing the same yearly, as in manner aforesaid, he, she, or they shall respectively forfeit and lose the Sum of One hundred Pounds for each Offence,

AND be it further enacted by the Authority aforesaid, That for all such Spirituous Liquors or Strong Waters, by whatever
Name

Name or Names they are or may be called, as any Person or Persons retaling them, or any of them, in any less Quantity than aforesaid, or any Person or Persons in Trust for him, her, or them, or for his, her, or their Use or Benefit, shall be possessed of, or interested in, upon the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, or at any Time after, there shall be raised and paid unto your Majesty, Your Heirs, and Successors, a Duty after the Rate of Twenty Shillings for every Gallon thereof, and in that Proportion for a greater or lesser Quantity, to be paid by the respective Retailers thereof, over and above all other Duties charged and chargeable on the same.

AND for the better ascertaining, charging, collecting, raising, levying, and securing the Rates and Duties by this Act imposed on the said Spirituous Liquors, and preventing Frauds therein, be it further enacted by the Authority aforesaid, That such of the said Rates and Duties by this Act granted, as are charged upon such Spirituous Liquors as shall be retaled in *England, Wales*, or the Town of *Berwick* upon *Tweed*, shall be under the Receipt and Management of the Commissioners and Officers of his Majesty's Revenue of Excise in *England*

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land for the Time being; and such of the said Rates and Duties as are imposed by this Act upon such Spirituous Liquors as shall be retailed in *Scotland*, shall be under the Receipt and Management of the Commissioners and Officers of the Excise in *Scotland* for the Time being; which said several and respective Commissioners of Excise, or the major Part of them, shall be His Majesty's Commissioners for granting such Licences for retailing such Spirituous Liquors; and the said respective Commissioners of Excise, or the major Part of them, have hereby Power, by Commission under their respective Hands and Seals, to constitute and appoint under them such Officers as shall be necessary in that Behalf; and all Monies arising by the said Duties and by the Licences for Sale thereof, herein before mentioned (the necessary Charges of raising and accounting for the same excepted) shall from time to time be paid into the Receipt of His Majesty's Exchequer, distinctly and apart from all other Branches of the publick Revenues, subject and liable to the Uses and Purposes herein after mentioned.

AND be it further enacted by the Authority aforesaid, That all and every the Powers, Authorities, Directions, Methods, Penalties, Forfeitures, Clauses, Matters, and Things, which

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which in and by an Act made in the Twelfth Year of the Reign of his late Majesty King Charles the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures in Capite, and by the Knight Service, and Purveyance, and settling a Revenue upon his Majesty in lieu thereof*, or by any other Law now in Force relating to His Majesty's Revenue of Exchequer upon Beer, Ale, and other Liquors, as are provided, settled, or established for managing, raising, levying, collecting, mitigating, or recovering, adjudging, or ascertaining the Duties thereby granted, or any of them (other than in such Cases for which other Penalties or Provisions are prescribed by this Act) shall be exercised, practised, applied, used, and put in Execution in and for the managing, raising, levying, collecting, mitigating, adjudging, ascertaining, recovering, and paying the Duties upon the said Spirituous Liquors by this Act granted, as fully and effectually to all Intents and Purposes, as if all and every the said Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauses, Matters, and Things were particularly repeated and again enacted in the Body of this present Act; and that One Moiety of the Fines, Penalties, and Forfeitures by this Act granted, shall go and be paid to His Majesty, His Heirs, and Successors,

B

to *Anno Regni nono Georgii II. Regis.*

cessors, and the other Moiety thereof to the Person or Persons who shall inform and sue for the same.

AND be it further enacted by the Authority aforesaid, That every Person or Persons, who, after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, shall sell, or offer to sell or retale any Spirituous Liquors or Strong Waters, by whatever Name or Names they are or may be called, in any less Quantity than Two Gallons, shall, at least Ten Days before he, she, or they shall sell or offer to sell by Retale any such Spirituous Liquors or Strong Waters, make a true and particular Entry in Writing of all Warehouses, Storehouses, Shops, Cellars, Vaults, Rooms, or other Places whatsoever, by him, her, or them respectively used, or intended to be used, for the laying, keeping, or retaling any of the said Spirituous Liquors, or Strong Waters, at the next Office of Excise within the Limits wherein such Warehouses, Storehouses, Shops, Cellars, Vaults, or other Rooms or Places shall be situated, and also of all Spirituous Liquors, or Strong Waters, by whatever Name or Names they are or may be called, which at the Time of making such respective Entries, or which at any Time after shall be in such Warehouses, Store-

Storehouses, Shops, Cellars, Vaults, Rooms, and other Places, and every of them respectively, upon Pain of forfeiting the Sum of Twenty Pounds for every such Warehouse, Storehouse, Shop, Cellar, Vault, Room, and other Place, which shall be so made Use of by such Retailer, and Forty Shillings for every Gallon of such Spirituous Liquors or Strong Waters which shall be concealed, and not entred, as herein is directed, together with all the Spirituous Liquors or Strong Waters which shall be found therein, or concealed, as aforesaid, and the Casks and other Vessels containing the same.

AND for the better securing the Duties hereby granted, and preventing any foreign Brandies, Strong Waters, or other Spirits, to be run into this Kingdom, be it further enacted by the Authority aforesaid, That from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, no Brandy, Rum, Arrack, *Aqua Vita*, Usquebagh, or any other Spirituous Liquors, or Strong Waters, by whatever Name or Names they are or may be called, shall be brought into any such Warehouse, Storehouse, Shop, Cellar, Vault, Room, or other Place made use of by any Retailer of any of the said Spirituous Liquors or Strong Waters, without first giving Notice

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tice thereof to the Officer of Excise of the Division or Place where such Warehouse, Storehouse, Shop, Cellar, Vault, Room, or other Place, in which such Spirituous Liquors or Strong Waters, as aforesaid, are intended to be lodged, is situated, and producing to the said Officer, and leaving with him an authentick Certificate, that the Duties charged or chargeable by any Law now in being upon the said Spirituous Liquors or Strong Waters, have been actually paid, or that the same have been condemned as forfeited, or were part of the Stock of some Retailer of any of the said Spirituous Liquors or Strong Waters, of which an Account had been taken pursuant to this Act, and expressing the Quantity and Quality thereof, the Name of the Seller, and at what Place the said Duties were paid, or the said Liquors condemned, as aforesaid, or of whose Stock the same was part, on pain of forfeiting the Sum of Twenty Pounds, together with the said Liquors so brought in without such Notice and Certificate, as aforesaid, with the Casks and all other Vessels whatsoever containing the same.

AND be it further enacted by the Authority aforesaid, That from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, no Retailer
of

of any such Spirituous Liquors or Strong Waters, as aforesaid, shall make any increase of such Liquors, after the same have been taken an Account of by any Officer or Officers for the said Duties hereby granted, by any private or clandestine Addition thereto of Water, or any other Liquors, on Pain of forfeiting the Sum of Forty Shillings for every Gallon of such Spirits, and Water, or other Liquors mixed as aforesaid; all which Spirituous Liquors so mixed shall and may be seized and taken by the Officers of the said Duties for His Majesty's Use.

AND be it further enacted by the Authority aforesaid, That it shall and may be lawful for the Officers of the Duties by this Act granted, or any of them, from time to time, and at all times by Day and by Night, (but if in the Night-time in the presence of a Constable or other Officer of the Peace, Oath being first made by any such Officer or other Person before any Justice of the Peace dwelling in or near such Place, of a probable Cause of suspecting the Concealment of any such Spirituous Liquors therein) to enter into all and every the said Warehouses, Storehouses, Shops, Cellars, Vaults, Rooms, or other Places made use of by any Retailer of any such Spirituous Liquors

quors or Strong Waters, as aforesaid, for keeping the same, and by tasting, gauging, or otherwise, to take an Account of the Quantity or Quality of all such Spirituous Liquors or Strong Waters, as shall at any time be in their or any of their Custody ; and if any such Retaler, as aforesaid, shall hinder or refuse the said Officer or Officers to enter into his, her, or their Warehouses, Storehouses, Shops, Cellars, Vaults, Rooms, and other Places, or any of them, to take such Account as aforesaid, or shall lett, hinder, or obstruct the said Officer or Officers in the Execution of any of the Powers or Authorities by this Act given to him or them, the Person or Persons offending therein shall, for every such Offence, forfeit and lose the Sum of Fifty Pounds.

AND whereas many Persons concerned in Trades, who imploy great Numbers of Journeymen, Workmen, Servants, Labourers, and other Artificers, deal in Spirituous Liquors, and retale the same at excessive Rates to Persons working under them ; be it further enacted by the Authority aforesaid, That from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, no Licence shall be granted to any Person or Persons whatsoever for selling by Retale any Spirituous
Liquors

Liquors or Strong Waters whatsoever, except to such Persons only who shall keep publick Victualling-Houses, Inns, Coffee Houses, Ale-Houses, or Brandy-Shops, and use or exercise no other Trade whatsoever; and if such Licences shall be granted, the same are hereby declared void to all Intents and Purposes.

AND be it enacted by the Authority aforesaid, That if any Person or Persons shall, from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, agree or contract with any Journeyman, Workman, Servant, Labourer, or other Person employed by or working under him, her, or them respectively, in Manner following, that is to say, if such Master, Mistress, or other Person or Persons, shall agree to pay such Journeyman, Workman, Servant, Labourer, or other Person employed by or working under him, her, or them, or under his, her, or their Direction, so much Money for Wages; and such a Quantity of Spirituous Liquors or Strong Waters, as, together with such Money, shall amount to the Value of the Wages as shall be ordinarily and usually paid for the Work such Journeyman, Workman, Servant, Labourer, or other Person, shall be employed in, or shall set off, stop, or deduct;

duct, all or any part of the Wages or Hire due to such Journeyman, Workman, Servant, or Labourer, for any Spirituous Liquors or Strong Waters delivered to them by him, her, or them, or any other Person, such Person or Persons, so offending, shall be deemed a Retaler within the Meaning of this Act, and shall, for every Offence, forfeit the Sum of Twenty Pounds over and above all other the Penalties and Forfeitures imposed by this Act; and such Journeyman, Workman, Servant, Labourer, or other Person, shall be intitled to his or her whole Wages, notwithstanding any such Agreement, setting off, stopping, or deducting, and shall have the like Remedy in Law for the same, as if all or any part of such Wages were not paid.

PROVIDED always, That this Act shall not extend to any Physicians, Apothecaries, Surgeons, or Chymists, as to any Spirits or other Spirituous Liquors, which they may use in the Preparation or making up of Medicines for Sick, Lame, or Distemper'd Persons only.

AND be it further enacted by the Authority aforesaid, That from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, no
Per-

Person or Persons shall hawk, sell, or expose to sale any Brandy, Spirituous Liquors, or Strong Waters, by whatever Name or Names they are or may be called or distinguished, about the Streets, Highways, or Fields, in any Wheelbarrow or Basket, or upon the Water in any Ship, Boat, or Vessel, or in any other Manner whatever, or shall sell or expose the same to sale on any Bulk or Bulks, Stall or Stalls, or in any Shed or Sheds, or on or in any other Place or Places, other than in such Place or Places as are herein before in this Act mentioned or allowed, upon Pain of forfeiting, for every such Offence, the Sum of Ten Pounds; and it shall and may be lawful to and for any one or more Justice or Justices of the Peace, for the County, Riding, Division, City, or Liberty respectively, wherein such Offence shall be committed, on his or their own View, or on Confession of the Party, or by Proof on the Oath of One or more credible Witnesses or Witnesses made of such Offence, to convict any Person or Persons so offending, as aforesaid, and such Person or Persons so offending and convicted, shall immediately on such Conviction pay the said Sum of Ten Pounds into the Hands of the Churchwardens and Overseers of the Poor of the Parish where such Offence shall be committed, or One of them; and on such Offender or

C Offen-

Offenders refusing or neglecting to pay the said Sum, the Justice or Justices so convicting, as aforesaid, shall and may, by Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, commit the Offender or Offenders to the House of Correction for the said County, City, or Liberty respectively, there to remain and be kept to hard Labour for the Space of Two Months, to be reckoned from the Day of the said Commitment; and the Person or Persons so committed shall not be discharged until he, she, or they shall have paid the said Sum of Ten Pounds, or until the full Expiration of the said Two Months; and every Sum or Sums of Money arising from the Conviction of any Person or Persons, as aforesaid, in Case there be no Informer, shall be wholly applied to the Use of the Poor of the Parish, wherein the Offence was committed, but if there shall be an Informer, One Moiety of such Money shall be paid to the Informer, and the other Moiety shall be paid to the Overseers and Churchwardens, as aforesaid, or One of them, and applied to the Use of the Poor of the Parish, as aforesaid.

PROVIDED, and it is hereby declared, That nothing in this Act shall extend or be construed to enable any Person or Persons to

to sell any Spirituous Liquors or Strong Waters by Retale, unless such Person or Persons be first licensed by Two or more of His Majesty's Justices of the Peace for the County, Riding, Division, City, or Liberty, wherein such Person or Persons shall sell the said Liquors, under the Hands and Seals of the said Justices, for which Licence or Licences the Sum of Two Shillings and Six Pence, and no more, shall be paid to the Clerks of such Justices, and no Fee or Sum of Money, or other Reward whatsoever, to the Clerk or Clerks of the Peace for entring the same, or on any other Account, on Pain of forfeiting Five Pounds, in Case any of the said Justices Clerks or any Clerk of the Peace shall ask, receive, or demand any more or other Fee or Fees on Account of such Licences, under any Pretence whatsoever; and if the Licence is not found and provided by the said Justices Clerks, then no Fee whatsoever shall be due or received by them.

AND be it further enacted by the Authority aforesaid, That for the more easy and expeditious suppressing the Houses of such Persons who shall presume to sell any Spirituous Liquor, or any Cyder, Ale, Beer, or other Liquors by Retale, without a Licence from Two or more Justices of the Peace
for

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for that Purpose, and of disorderly Houses wherein any Persons shall sell any of the said Liquors by Retail, it shall be sufficient for any Justice or Justices of the Peace, who shall convict any Person or Persons of any or either of the said Offences, to draw up and return such Conviction in either of the following Forms of Words, as the Case shall happen, or in any other Form of Words to the same effect, *mutatis mutandis*, that is to say,

Middlesex, A. B. is convicted on his or her own Confession (or on the Oath of) of having sold Beer, Ale, or Strong Waters in the Parish of in this County, on the Day of without being duly licensed thereto by Two Justices of the Peace.

Given under my (or our) Hand and Seal,
or Hands and Seals, this
Day of

or in case of disorderly Houses, instead of the Words [*of having sold Beer, Ale, or Strong Waters without being duly licensed thereto by Two Justices of the Peace*] to use the Words following [*of keeping a disorderly House*]

House] and if Occasion requires, to add, that the same is the *First, Second, or Third Conviction*; which said Convictions, in the same or like Form of Words, shall be good and effectual in Law to all Intents and Purposes, and shall not be quashed, set aside, or adjudged void or insufficient for want of any other Form or Words whatsoever, subject nevertheless to an Appeal to the next General Quarter Sessions of the Peace for the County, Riding, Division, City, or Liberty where such Offence was committed after such Conviction, by any Party aggrieved thereby.

AND be it further enacted by the Authority aforesaid, That from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, if any Person or Persons, who shall vend, sell, or utter any Wares, Goods, Provisions, or other Things by *Retale*, shall give away any Spirituous Liquor or Liquors to any Servant or Apprentice coming to his, her, or their Shops or Houses to buy, fetch, or carry away any such Wares, Goods, Provisions, or other Things, or under the Pretence of his or her being a Customer, or under any other Pretence, every such Person or Persons so giving away such Spirituous Liquor or Liquors, shall be deemed and taken to be a
Retailer

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Retaler or Retalers of Spirituous Liquors within the Meaning of this Act, and as such shall be subject and liable to the Penalties and Forfeitures imposed by this Act on every Retaler of Spirituous Liquors offending contrary to the true Intent and Meaning of this Act.

AND be it further enacted by the Authority aforesaid, That the Duties and Revenues, which shall arise by Licences for vending Brandy or Spirits, as also the present Duties on Low Wines, Strong Waters, Brandy, Rum, Arrack, and all other Spirits, whether Foreign or *British*, and such Duties as shall arise by retailing the same, shall, from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirly six, be united to, and made part of the General or Aggregate Fund established by the Act of the First Year of the Reign of his late Majesty King *George* the First, and be issued and applied to the Uses to which the said Fund is or shall be made applicable.

AND whereas the said Duties upon Low Wines, Strong Waters, Brandy, Rum, Arrack, and all other Spirits, whether Foreign or *British*, are amongst other Duties and Revenues charged with, and liable to pay
several

several Sums of Money, as well for the Support of His Majesty's Household and Family, and the Honour and Dignity of the Crown, as for Payment of Annuities and other Payments to several Corporations, and to other Persons intitled thereunto; and it may so happen, that by making the Alterations aforesaid in the said Duties, the Funds charged with the Payments aforesaid may prove deficient: And whereas by a Medium of Eight Years, computed from the Time of His Majesty's happy Accession to the Throne to *Midsummer* last past, the Sum of Seventy thousand Pounds is taken to be the Medium of the annual Produce of what has been applied of the Duties aforesaid to the Service of His Majesty's Household and Family: To the End therefore that neither His Majesty, nor any other Person or Persons, Bodies Politick or Corporate, who is or are intitled to any Part, Share, or Interest in the Money arising by the said Duties, may be Losers, or receive any Prejudice by the Alterations aforesaid; be it enacted by the Authority aforesaid, That from and after the said Twenty ninth Day of *September*, One thousand seven hundred and thirty six, there shall be paid to His Majesty during his natural Life (which GOD long preserve) out of the Monies of the said General or Aggregate Fund, the Sum of Seventy thousand Pounds

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Pounds *per Annum*, being the aforesaid Meddum of what has annually been applied of the Duties aforesaid, towards the Service of His Majesty's Household and Family, and other his Expences and Occasions, from his happy Accession to the Throne to *Midsummer* last past.

AND be it further enacted by the Authority aforesaid, That when, and as often as any Deficiency shall happen upon any other the Funds, for which the said Duties were applicable, it shall and may be lawful to and for the Commissioners of His Majesty's Treasury now being, or the High Treasurer, or Commissioners of his Majesty's Treasury for the Time being, to make good and supply the said Deficiency from time to time out of the said General or Aggregate Fund.

AND for the more easy Discovery of Persons, who shall keep a Common Ale-house or Tipling-house without Licence, or who shall presume to sell any Spirituous Liquors, or any Ale, Beer, Cyder, Perry, or other Liquors, by Retale, without such Licence or Licences, as are by Law required for vending the same; be it enacted by the Authority aforesaid, That it shall and may be lawful to and for every Justice or Justices of the Peace to summon or call before

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fore him or them any Excise Officer or Gauger within their respective Divisions, and to examine the said Officer or Gauger upon Oath touching the Entry of any Spirituous Liquors, Ale, Beer, Cyder, or Perry, made by any Person suspected to sell the same without Licence, and every Person making such Entry, shall be deemed a Seller of such Liquors so entred to all Intents and Purposes, as if the same had been proved before such Justice or Justices by the Oath of Two Witnesses.

AND be it further enacted by the Authority aforesaid, That from and after the Twenty ninth Day of *September*, One thousand seven hundred and thirty six, any Person or Persons, who have followed and exercised the Art or Business of Distillation for Seven Years last past, or have served, or on the Twenty fifth Day of *March*, One thousand seven hundred and thirty six, were serving any Apprenticeship to the same, shall and may have full Liberty and Authority to exercise and follow any other Trade, Art, Business, or Manufacture in any City, Town, or Place, within that Part of *Great Britain* called *England*; any Law, Charter, Grant, Custom, or Usage, to the contrary notwithstanding.

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PROVIDED nevertheless, that nothing in this Act contained shall extend to charge with any of the Duties directed to be paid, levied, or received, as aforesaid, any Spirits made or distilled from Malt, and retailed and consumed within that Part of *Great Britain* called *Scotland*, which Spirits are commonly called and known by the Name of *Aqua Vitæ* in that Part of the Kingdom, or to subject the Makers, Sellers, or Retailers thereof within that Part of the Kingdom to take such Licences as are herein before directed.

F I N I S.

